

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 4TH SEPTEMBER 2007 / 13TH BHADRA 1929

RP.No. 421 of 2002(B)

AGAINST THE JUDGEMENT IN OP.26687/2000 Dated 01/01/2002

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REVIEW PETITIONER/PETITIONER IN OP:

**THOMAS MANNAMKUZHIYIL, KANICHAR,
THALASSERY TALUK, KANNUR DISTRICT.**

BY ADV. SRI.V.C.JAMES.

RESPONDENTS/RESPONDENTS:

- 1. STATE OF KERALA, REPRESENTED BY CHIEF
SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.**
- 2. THE SECRETARY TO GOVERNMENT
(REVENUE DEPARTMENT), GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.**
- 3. THE CHIEF EXECUTIVE, KERALA
AGRICULTURAL WORKERS WELFARE FUND BOARD,
THRISSUR.**
- 4. VILLAGE OFFICER, KANICHAR, KANNUR
DISTRICT.**

**BY GOVERNMENT PLEADER SMT. T.B. RAMANI,
ADV. SRI.K.R.B.KAIMAL.**

**THIS REVIEW PETITION HAVING BEEN FINALLY HEARD
ON 04/09/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

THOTTATHIL B. RADHAKRISHNAN, J.

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R.P.421 of 2002 in O.P.26687 of 2000-B

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Dated this the 4th day of September, 2007.

ORDER

This review petition is filed on the ground that the issue as to the constitutional validity of the statutory provision, raised in the writ petition is not covered by the decisions referred to in the judgment sought to be reviewed. The writ petition was dismissed by Hon'ble Mr. Justice K.A.Abdul Gafoor. The learned Judge admitted this review petition, though the judgment sought to be reviewed was shown to have been passed on consent. I deem it appropriate that the matter is disposed of after giving the petitioner an opportunity of arguing the writ petition. This review petition is hence allowed. The

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judgment in the writ petition is recalled. The writ petition would be listed for hearing.

Post O.P.26687/2000 in the hearing list.

**THOTTATHIL B. RADHAKRISHNAN,
JUDGE.**

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THOTTATHIL B. RADHAKRISHNAN, J.

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R.P.421/02 in O.P.26687/00-B

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ORDER

Dated: 4th September, 2007.